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**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

In re:

THE ROMAN CATHOLIC BISHOP OF  
OAKLAND,

Debtor.

Case No. 23-40523-WJL

Chapter 11

**PACIFIC'S LIMITED OBJECTION TO  
PROPOSED COMMITTEE LETTER  
TO HOLDERS OF SEXUAL ABUSE  
CLAIMS**

[No Hearing Requested]

ECF No. 264

Pacific Employers Insurance Company ("Pacific") makes this submission to address the contents of the proposed *Letter from the Committee to holders of Sexual Abuse Claims* (ECF No. 264 Ex. 5) (the "Committee Letter").

1. While the Committee represented that the letter would strongly encourage the completion of the questionnaire, as presently worded, it is likely to have the opposite result given

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LIMITED OBJECTION TO PROPOSED COMMITTEE  
LETTER TO HOLDERS OF SEXUAL ABUSE CLAIMS

1 how it emphasizes the optional nature of the questionnaire. This issue can be addressed through a  
2 modest tweak to the text reflected in the attached blackline.

3           2.       It is unnecessary and misleading to provide assurance that the allegations of  
4 claimants may not be subject to verification through discovery. *See In re Boy Scouts of America*,  
5 Case No. 20-10343-LSS (D. Del. Sept. 16, 2020), ECF No. 1331 at 7 (finding that “statements  
6 suggesting that Sexual Abuse Survivors will never have to be deposed, appear in court or  
7 otherwise prove their claims” made and communications concerning a bar date order are “false  
8 and misleading”) (attached as Exhibit C hereto). This sentence should be deleted.

9  
10           3.       It is misleading for the Committee to state that only the Debtor will review the  
11 questionnaires when they will also be available to the US Trustee and insurers. This issue can be  
12 addressed through a modest clarification of the text.

13  
14           4.       It could be concerning to claimants and subject to misinterpretation for the letter to  
15 state that the addressee was identified by the Debtor as someone who may have a claim. The  
16 Committee is distributing the letter, likely through plaintiff counsel, and not the Debtor. This  
17 sentence should be deleted.

18           WHEREFORE, Pacific respectfully requests that the Court direct the Committee to adopt  
19 the modest modifications indicated in the blacklined attached hereto as Exhibit A, a clean form of  
20 which is attached as Exhibit B hereto, in the appropriate final order entered in these Chapter 11  
21 proceedings.  
22

1 Dated: July 21, 2023

Respectfully Submitted,

2  
3 /s/ Karen Rinehart

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